

FORTY-FOURTH LEGISLATIVE DAY

The House met at 2:15 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Representative W. C. Herndon of Benton County.

Representative Herndon led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 86

Representatives present were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Sumner), Cobb, Copeland, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Smith, Stafford, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--86.

RECESS

On motion of Mr. Bragg, the House recessed to view a presentation from the Task Force on Tax Structure.

The recess having expired, the House was called to order by Mr. Speaker McWherter.

On motion, the roll call was dispensed with.

CALENDAR

Mr. Murphy moved that House Bill No. 551 be placed on the Calendar for Wednesday, March 14, 1984, which motion prevailed.

Mr. Jared moved that House Bill No. 668 be placed on the Calendar for Wednesday, March 14, 1984, which motion prevailed.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

Mr. Chiles moved that House Bill No. 759 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Mr. King (Washington) moved that House Bill No. 696 be placed on the first Calendar for April, which motion prevailed.

Mr. Starnes moved that House Bill No. 171 be placed on the Calendar for Wednesday, March 21, 1984, which motion prevailed.

MOTIONS

On motion of Mr. Owen House Bill No. 1459 was recalled from the Committee on State and Local Government.

On motion of Mr. Owen, House Bill No. 1459 was withdrawn from the House.

On motion of Ms. Montgomery, House Bill No. 841 was recalled from the Committee on Government Operations.

On motion of Ms. Montgomery, House Bill No. 841 was withdrawn from the House.

RESOLUTION LYING OVER

Senate Joint Resolution No. 144--Relative to welcoming Memphis Showboats to Tennessee.

Under the rules, Senate Joint Resolution No. 144 was referred to the Committee on Calendar and Rules.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 94

Representatives present were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson),

Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensey, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Herndon, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stafford, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--94.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 274--Relative to approving proposed Rules of Juvenile Procedure--By Murphy.

The Speaker referred House Joint Resolution No. 274 to the Committee on Judiciary.

House Joint Resolution No. 275--Relative to approving amendments to Rules of Criminal Procedure--By Murphy.

The Speaker referred House Joint Resolution No. 275 to the Committee on Judiciary.

House Joint Resolution No. 276--Relative to approving amendments to Rules of Appellate Procedure--By Murphy.

The Speaker referred House Joint Resolution No. 276 to the Committee on Judiciary.

House Joint Resolution No. 277--Relative to approving amendments to Rules of Civil Procedure--By Murphy.

The Speaker referred House Joint Resolution No. 277 to the Committee on Judiciary.

House Joint Resolution No. 278--Relative to honoring A. L. "John" Treadway--By Whitson and Percy.

Under the rules, House Joint Resolution No. 278 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 279--Relative to congratulating Ben Byrd--By Hudson, Scruggs, Smith, Miller, Severance, Owen and Drew.

Under the rules, House Joint Resolution No. 279 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 280--Relative to expressing sorrow, death of Paul M. Windrow--By Crain.

Under the rules, House Joint Resolution No. 280 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 281--Relative to commending Wayne Douglas--By Crain.

Under the rules, House Joint Resolution No. 281 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 282--Relative to naming bridge over Spring Creek, Marshall County--By Sir.

The Speaker referred House Joint Resolution No. 282 to the Committee on Transportation.

House Joint Resolution No. 283--Relative to commending city of Chattanooga--By Turner (Hamilton), Copeland, McAfee, Elsea, Robinson (Hamilton), Wood and Starnes.

Under the rules, House Joint Resolution No. 283 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 284--Relative to congratulating Obion Junior High School girls' basketball team--By Tanner.

Under the rules, House Joint Resolution No. 284 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 285--Relative to congratulating Union City High School football team--By Tanner.

Under the rules, House Joint Resolution No. 285 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 286--Relative to continuing Reelfoot Task Force--By Tanner.

The Speaker referred House Joint Resolution No. 286 to the Committee on Conservation and Environment.

House Joint Resolution No. 287--Relative to amending Article XI, Section 5 of Constitution, lotteries--By Dixon.

The Speaker referred House Joint Resolution No. 287 to the Committee on Judiciary.

House Joint Resolution No. 288--Relative to urging Congress to defeat Tax-Exempt Bond Limitation Act--By Murphy and Miller.

The Speaker referred House Joint Resolution No. 288 to the Committee on State and Local Government.

INTRODUCTION OF BILLS

House Bill No. 1478--To limit number of acres classified as agricultural land--By Rhinehart.

Passed first consideration.

House Bill No. 1479--To amend Section 11-13-104, Code--By Rhinehart and Hillis.

Passed first consideration.

House Bill No. 1480--To clarify administrative procedures under Air Quality Act--By Murphy.

Passed first consideration.

House Bill No. 1481--To appropriate funds, certain attorneys fees--By Murphy.

Passed first consideration.

House Bill No. 1482--To amend Section 12-4-101, Code--By Murphy.

Passed first consideration.

House Bill No. 1483--To make certain provisions, state judicial conference--By Murphy.

Passed first consideration.

House Bill No. 1484--To increase litigation tax, civil suits--By Murphy.

Passed first consideration.

House Bill No. 1485--To amend Criminal Sentencing Reform Act--By Murphy.

Passed first consideration.

House Bill No. 1486--To define retirement eligibility, certain employees--By Rhinehart, Murray, Hillis and Stallings.

Passed first consideration.

House Bill No. 1487--To make certain provisions, retirement for Group I members--By Rhinehart.

Passed first consideration.

House Bill No. 1488--To make certain provisions, Consolidated Retirement System--By Rhinehart.

Passed first consideration.

House Bill No. 1489--To allow part-time employees to participate in retirement system--By Rhinehart.

Passed first consideration.

House Bill No. 1490--To amend Charter, Dunlap--By Rhinehart.

Passed first consideration.

House Bill No. 1491--To make certain provisions, court reporters--By Murphy.

Passed first consideration.

House Bill No. 1492--To levy tax on lodgings, Van Buren County --By Rhinehart.

Passed first consideration.

House Bill No. 1493--To amend Title 8, Chapter 30, Part 3, Code --By Byrd.

Passed first consideration.

House Bill No. 1494--To grant priority, certain employees--By Byrd.

Passed first consideration.

House Bill No. 1495--To convey certain state owned land to Stewart County--By Herndon.

Passed first consideration.

House Bill No. 1496--To amend Section 55-11-205, Code--By Kelley.

Passed first consideration.

House Bill No. 1497--To provide new Charter, McKenzie--By Kelley.

Passed first consideration.

House Bill No. 1498--To amend Section 3-1-102, Code--By Murray and Naifeh.

Passed first consideration.

House Bill No. 1499--To amend Section 3-1-103, Code--By Murray and Naifeh.

Passed first consideration.

House Bill No. 1500--To amend Section 67-6-102, Code--By Stafford.

Passed first consideration.

House Bill No. 1501--To provide for return of certain property to owner--By Stafford.

Passed first consideration.

House Bill No. 1502--To make certain provisions, county purchases of fuel--By Stafford and Anderson.

Passed first consideration.

House Bill No. 1503--To provide for facilities, autistic persons--By McKinney and Murphy.

Passed first consideration.

House Bill No. 1504--To amend Section 36-415, Code--By McKinney.

Passed first consideration.

House Bill No. 1505--To authorize bond issue, bridge at Cockrill Bend--By McKinney.

Passed first consideration.

House Bill No. 1506--To grant waivers, certain day-care requirements--By McNally.

Passed first consideration.

House Bill No. 1507--To make certain provisions, income from stocks and bonds--By McNally.

Passed first consideration.

House Bill No. 1508--To authorize mutual aid agreements, fire fighting assistance--By McNally.

Passed first consideration.

House Bill No. 1509--To provide for certain branch banks--By Naifeh and Mr. Speaker McWherter.

Passed first consideration.

House Bill No. 1510--To regulate operation, certain vehicles--By Naifeh and Crain.

Passed first consideration.

House Bill No. 1511--To make certain provisions, financial institutions--By Wheeler, Naifeh, Tanner and Kisber.

Passed first consideration.

House Bill No. 1512--To regulate certain actions filed in federal court--By Jared and Rhinehart.

Passed first consideration.

House Bill No. 1513--To amend General Sessions Criminal Court Act--By Kent.

Passed first consideration.

House Bill No. 1514--To clarify convictions for DUI--By McNally and Dills.

Passed first consideration.

House Bill No. 1515--To enact Legend Drug and Controlled Substance Research Act--By McNally, Crain, Rhinehart and Johnson.

Passed first consideration.

House Bill No. 1516--To regulate enforcement of tax liens--By Tanner.

Passed first consideration.

House Bill No. 1517--To make certain provisions, delinquent tax lists--By Tanner.

Passed first consideration.

House Bill No. 1518--To abolish office of constable, certain counties--By Tanner.

Passed first consideration.

House Bill No. 1519--To amend Section 70-5-111, Code--By Tanner.

Passed first consideration.

House Bill No. 1520--To make certain provisions, Reelfoot Lake --By Tanner.

Passed first consideration.

House Bill No. 1521--To amend Title 56, Chapter 2, Code--By Tanner, Naifeh and Johnson.

Passed first consideration.

House Bill No. 1522--To provide for transfer, certain students--By Tanner.

Passed first consideration.

House Bill No. 1523--To exempt agricultural aircraft from sales tax--By Tanner and Dills.

Passed first consideration.

House Bill No. 1524--To regulate coon hunting, Franklin County--By Murray, Johnson and Hillis.

Passed first consideration.

House Bill No. 1525--To make certain provisions, sick leave--By Ellis and Gaia.

Passed first consideration.

House Bill No. 1526--To make certain provisions, prescription drugs--By Gaia.

Passed first consideration.

House Bill No. 1527--To regulate work release programs--By Hassell.

Passed first consideration.

House Bill No. 1528--To regulate group insurance plan, state employees--By Bragg.

Passed first consideration.

House Bill No. 1529--To provide for participation, profit sharing plan--By Bragg.

Passed first consideration.

House Bill No. 1530--To amend Uniform Disposition of Unclaimed Property Act--By Bragg.

Passed first consideration.

House Bill No. 1531--To regulate collateral for State deposits
--By Bragg.

Passed first consideration.

House Bill No. 1532--To regulate use of special registration
plates, truck dealers--By Kisber, Owen, Naifeh and Wallace.

Passed first consideration.

House Bill No. 1533--To amend Billboard Regulation and Control
Act--By Murray.

Passed first consideration.

House Bill No. 1534--To amend Section 7-4-116, Code--By Hillis.

Passed first consideration.

House Bill No. 1535--To regulate buying and selling wildlife--By
Hillis.

Passed first consideration.

House Bill No. 1536--To set penalty, operating vessels while
intoxicated--By Hillis.

Passed first consideration.

House Bill No. 1537--To prohibit shooting of coyotes from public
highways--By Hillis.

Passed first consideration.

House Bill No. 1538--To amend Section 2-2-112, Code--By Hillis.

Passed first consideration.

House Bill No. 1539--To amend Securities Act of 1980--By Dixon.

Passed first consideration.

House Bill No. 1540--To enact Regional Environmental Authority
Act--By Miller.

Passed first consideration.

House Bill No. 1541--To make certain provisions, inmate labor--By
Miller.

Passed first consideration.

House Bill No. 1542--To change law, kidnapping--By Miller

Passed first consideration.

House Bill No. 1543--To make certain provisions tax refunds--By Miller, McKinney, Scruggs, Henry, Owen, Smith, Drew, Severance, Bell, Sir, Wix, Naifeh, King (Shelby), Clark (Sumner) and Pickering.

Passed first consideration.

House Bill No. 1544--To make certain provisions, general sessions courts--By Miller.

Passed first consideration.

House Bill No. 1545--To regulate sale, precious metals and secondhand goods--By Miller.

Passed first consideration.

House Bill No. 1546--To amend Title 67, Code--By Miller.

Passed first consideration.

House Bill No. 1547--To make certain provisions, firearms--By Hillis.

Passed first consideration.

House Bill No. 1548--To create state forestry commission--By DePriest, Hillis and Johnson.

Passed first consideration.

House Bill No. 1549--To provide for certain curriculum, public education--By Drew.

Passed first consideration.

House Bill No. 1550--To make certain provisions, municipal elections--By Drew.

Passed first consideration.

House Bill No. 1551--To impose an income tax--By Drew.

Passed first consideration.

House Bill No. 1552--To amend Development District Act--By Bragg.

Passed first consideration.

House Bill No. 1553--To authorize county governments to levy severance tax, sand and gravel--By Rhinehart, Henry and Stafford.

Passed first consideration.

House Bill No. 1554--To make certain provisions, home mortgages
--By Murphy and Miller.

Passed first consideration.

House Bill No. 1555--To regulate issuance of certain bonds and
notes--By Murphy and Miller.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1466--To make certain provisions, garnishment
proceedings.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1467--To provide for legitimation, certain
children.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1468--To amend Section 18-2-103, Code.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1469--To make certain provisions, court minutes.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1470--To further define professional bondsmen.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1471--To make certain provisions, court minutes.

Passed second consideration and referred to Committee on
Judiciary.

House Bill No. 1472--To make certain provisions, Public Service
Commission.

Passed second consideration and referred to Committee on
Government Operations.

WEDNESDAY, MARCH 7, 1984--44th LEGISLATIVE DAY

House Bill No. 1473--To establish certain funds, juvenile services.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1474--To enact Health Services Cost Containment and Review Act.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1475--To amend Section 2-1-112, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1476--To make certain provisions, public records.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1477--To enact Conservation Corps Act.

Passed second consideration and referred to Committee on Conservation and Environment.

SPONSOR ADDED

Without objection, the rules were suspended to allow the following member to add his name as sponsor to the bill as indicated below, the prime sponsor having agreed to such addition:

House Bill No. 1527--Hassell

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1389 and 1390.

On motion of Mr. Naifeh, the House adjourned until 9:00 a.m. tomorrow.